

**REPUBLIKA NG PILIPINAS  
TANGGAPAN NG SANGGUNIANG PANLUNGSOD  
LUNGSOD NG BAKOLOD**

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**CITY ORDINANCE NO. 08-15-743  
June 9, 2015**

**AN ORDINANCE REQUIRING ALL HOTELS, MALLS, SUPERMARKETS AND DEPARTMENT STORES IN THE CITY OF BACOLOD TO ESTABLISH A MOTHER-BABY STATION.**

**WHEREAS**, the 1987 Constitution of the Republic of the Philippines mandates the State to protect and promote the right to health of the people and instill health awareness among them;

**WHEREAS**, Section 16 of the Republic Act 7160 otherwise known as the Local Government Code of 1991 provides that the Local Government shall ensure and promote the general welfare of its constituents, to include among others, the promotion of health and safety;

**WHEREAS**, Section 4 of Republic Act No. 10028 otherwise known as "An Act Expanding the Promotion of Breastfeeding" mandates all private enterprises as well as government agencies, including their subdivisions and instrumentalities, and government-owned and-controlled corporations to establish a lactation station;

**WHEREAS**, Baby Changing Station makes it possible for a mother or parents of a baby to improve nappies conveniently and effortlessly;

**NOW THEREFORE BE IT ORDAINED**, by the Sangguniang Panlungsod of Bacolod City that:

**SECTION 1. TITLE.** – This Ordinance shall be known as, the **"Mother-Baby Stations Ordinance of Bacolod City."**

**SECTION 2 . DECLARATION OF POLICY.** – The City of Bacolod shall create an environment where the basic physical, emotional, and psychological needs of mothers and babies are fulfilled.

**SECTION 3. DEFINITION OF TERMS.**

- a. **Breastfeeding Area** - is a private, clean, sanitary, and well ventilated room in the workplace or public place where nursing mothers can wash up, breastfeed or express their milk comfortably and store this afterward.



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- b. **Baby Changing Area** – also known as a diaper changing station. It is a device made to change the clothing and diapers of baby at a comfy waist-height rather than kneeling down and bending over in order to change him/her on the floor.

**SECTION 4. SCOPE/APPLICABILITY** – The provisions of this Ordinance shall apply to all hotels, malls, supermarkets, and department stores in the City of Bacolod.

**SECTION 5. ESTABLISHMENT OF MOTHER-BABY STATIONS** – The City of Bacolod mandates all hotels, malls, supermarkets and department stores to establish a Mother-Baby Station with a separate breastfeeding and baby changing areas for the use of all its customers or mothers with the necessary equipment and facilities:

a. Breastfeeding Area

1. such as lavatory or hand-washing, unless there is an easily accessible lavatory nearby;
2. table and comfortable seats where the mother can hand express breast milk;
3. electrical outlets for breast pumps and other necessary items, the standards and/or specifications of which shall be defined by the City Health Office.

b. Baby Changing Area

1. lavatory or hand-washing basin;
2. changing table

The Mother-Baby Stations shall be clean, well-ventilated, comfortable, and free from contaminants and hazardous substances, and shall ensure privacy for the women to express their milk and in appropriate cases, breastfeed their child. In no case, however, shall the breastfeeding area be located in the toilet.

**SECTION 6. EXISTING CLINICS AND TOILETS OR OTHER FACILITIES.** – All hotels, malls, supermarkets and department stores with existing clinics can serve as breastfeeding area where mother can breastfeed their baby provided that it has a separate room in the clinic and the facilities required is in accordance with Section 5 (a) of this Ordinance.



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All existing business establishments having small store area shall put up an improvised breastfeeding area similar to the size of a fitting room provided the facilities required is in accordance with Section 5 (a) of this Ordinance.

All hotels, malls, supermarkets and department stores can use their existing toilets or other facilities as a baby changing area provided all facilities required is in accordance with Section 5 (b) of this Ordinance.

Breastfeeding area is for the exclusive use of breastfeeding mothers.

**SECTION 7. ACCESS TO INFORMATION ON MOTHER-BABY STATION.** - The operator, manager, and/or owner of malls, supermarkets and department stores shall place a sign visible to all customers to indicate the location of the Mother-Baby Station.

**SECTION 8. CITY HEALTH OFFICE AS LEAD IMPLEMENTING AGENCY.** - The City Health Office shall be the lead agency in the implementation and monitoring of the provisions of this Ordinance.

The City Legal Office in coordination with the Permits and Licensing Division shall send a notice to non-complying establishments and shall inform them of their violations.

**SECTION 9. MORATORIUM.** - All hotels, malls, supermarkets, department stores are hereby given six (6) months moratorium from the date of passage of this Ordinance.

**SECTION 10. PENALTIES.** - The operator, manager, and/or owner that will unjustly refuse or fail to comply with Section 5 of this Ordinance shall be sanctioned as follows:

- a. For the First Offense - An administrative fine of TWO THOUSAND PESOS (P2,000.00) plus warning to be issued by the City Health Office.
- b. For the Second Offense - An administrative fine of THREE THOUSAND PESOS (P3,000.00) plus non-extension of sanitary permit.
- c. For the Third Offense - An administrative fine of FIVE THOUSAND PESOS (P5,000.00) plus cancellation or revocation of business permit or license to operate.

**SECTION 11. SEPARABILITY CLAUSE.** - If for any reason, any part or provision of this Ordinance is declared null and void, other parts or provisions which are not affected shall continue to be in full force and effect.

**SECTION 12. EFFECTIVITY CLAUSE.** - This Ordinance shall take effect upon its approval and publication in accordance with law.



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**CARRIED BY THE VOTE OF:**

Affirmative :  
Councilors : Jocelle Batapa-Sigue, Roberto M. Rojas, Jose Carlos V. Lopez, Caesar Z. Distrito, Wilson C. Gamboa, Jr., Alex A. Paglumotan, Sonya M. Verdeflor, Ana Marie V. Palermo and Noli B. Villarosa.

Official Leave: Councilor Em L. Ang  
Councilor Claudio Jesus Raymundo A. Puentevella

Absent: None

Main Author: Councilor Em L. Ang

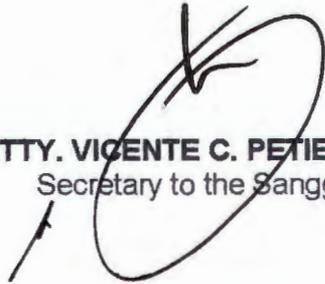
Co Authors: Councilor Ana Marie V. Palermo  
Councilor Sonya M. Verdeflor  
Councilor Jocelle Batapa-Sigue

Passed: June 9 2015  
101<sup>st</sup> Regular Session

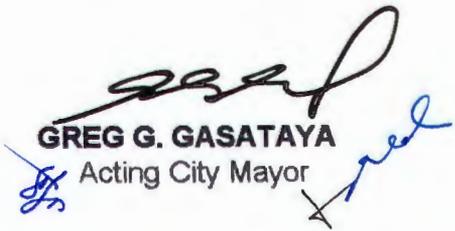
Comment: **P a s s e d.**  
Floor Leader Archie S. Baribar was out of the session hall when this Ordinance was passed, and Councilor Jose Carlos V. Lopez was appointed as Acting Floor Leader. Vice Mayor Greg G. Gasataya was appointed acting City Mayor.

  
**EL GION FAMILIARAN**  
Acting Vice Mayor  
Presiding Officer

ATTESTED:

  
**ATTY. VICENTE C. PETIERRE III**  
Secretary to the Sanggunian

APPROVED: June 11, 2015

  
**GREG G. GASATAYA**  
Acting City Mayor

VCP/HPL/jpb

SF  
LEGISLATIVE SERVICES SECTION  
DATE 6/11/15 TIME 10:00AM  
BY: Ganm



Republika ng Pilipinas  
**Tanggapan ng Sangguniang Panlungsod**  
Lungsod ng Bacolod

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### CERTIFICATION

This is to certify that **City Ordinance No. 08-15-743**, Series of 2015, passed by the Sangguniang Panlungsod on June 9, 2015, entitled:

**“AN ORDINANCE REQUIRING ALL HOTELS, MALLS, SUPERMARKETS AND DEPARTMENT STORES IN THE CITY OF BACOLOD TO ESTABLISH A MOTHER-BABY STATION.”**

was published in the Negros Weekly Bulletin and was posted for Three (3) consecutive weeks in the following conspicuous places in the City of Bacolod, to wit:

1. Bulletin Board of the Sangguniang Panlungsod  
2<sup>nd</sup> Floor Bacolod City Government Center
2. Old City Hall (Araneta-Luzurriaga Streets)
3. Hall of Justice
4. City Health Office
5. North (Burgos) Public Market
6. South (Libertad) Public Market
7. Central Public Market

Bacolod City, Philippines, September 22, 2015.

**ATTY. VICENTE C. PETIERRE III**  
Secretary to the Sanggunian

VCP/mdm